UNITED STATES BANKRUPTCY COURT
Northern District of Illinois

PROOF OF CLAIM

In re

Wickes Inc

Case Number

04-B-02221-BWB

YOUR CLAIM IS SCHEDULED AS

UNKNOWN UNSECURED CONTINGENT
DISPUTED UNLIQUIDATED

NOTE This form should not be used to make a claim for an administrative expense arising after the commencement of the case A request for payment of an administrative expense may be filed pursuant to 11 U S C § 503

Name of Creditor and Address

05707908062986
MILLER, RALPH F
C/O GOLDBERG PERSKY JENNINGS & WHITE, PC
4800 FASHION SQUARE BLVD
SAGINAW, MI 48604-2612

Creditor Telephone Number ( )

☐ Check box if you are aware that anyone else has filed a proof of claim relating to your claim Attach copy of statement giving particulars

☐ Check box if you have never received any notices from the bankruptcy court in this case

☐ Check box if this address differs from the address on the envelope sent to you by the court

The amounts reflected above constitute your claim as scheduled by the Debtor If you agree with the amounts set forth herein and have no other claim against the Debtor you do not need to file this proof of claim EXCEPT as stated below

If the amounts shown above are listed as Contingent Unliquidated or Disputed a proof of claim must be filed
If you have already filed a proof of claim with the Bankruptcy Court or BMC you do not need to file again

CREDITOR TAX I D #

ACCOUNT OR OTHER NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR
10342335 WP

Check here if this claim ☐ replaces or ☐ amends a previously filed claim dated _____

1 BASIS FOR CLAIM

☐ Goods sold
☐ Services performed
☐ Money loaned
☐ Personal injury/wrongful death
☐ Taxes
☐ Other (describe briefly)
☐ Retiree benefits as defined in 11 U S C § 1114(a)
☐ Wages salaries and compensation (Fill out below)
Your social security number 277 25 6795
Unpaid compensation for services performed from _____ (date) to _____ (date)

2 DATE DEBT WAS INCURRED

3 IF COURT JUDGMENT, DATE OBTAINED

4 TOTAL AMOUNT OF CLAIM AS OF PETITION DATE

$ 25,000 (unsecured) $ _____ (secured) $ _____ (unsecured priority)

If all or part of your claim is secured or entitled to priority also complete Item 5 or 6 below

☐ Check this box if claim includes interest or other charges in addition to the principal amount of the claim Attach itemized statement of all interest or additional charges

5 SECURED CLAIM

☐ Check this box if your claim is secured by collateral (including a right of setoff)

Brief description of collateral

☐ Real Estate
☐ Motor Vehicle
☐ Other _____

Value of collateral $ _____

Amount of arrearage and other charges at time case filed included in secured claim above if any $ _____

6 UNSECURED PRIORITY CLAIM

☐ Check this box if you have an unsecured priority claim

FILED
MAY 27 2004
BMC

Specify the priority of the claim

☐ Wages salaries or commissions (up to $4 650) earned within 90 days before filing of the bankruptcy petition or cessation of the Debtor s business whichever is earlier 11 U S C § 507(a)(3)

☐ Contributions to an employee benefit plan 11 U S C § 507(a)(4)

☐ Up to $2 100 of deposits toward purchase lease or rental of property or services for personal family or household use 11 U S C § 507(a)(6)

☐ Alimony maintenance or support owed to a spouse former spouse or child 11 U S C § 507(a)(7)

☐ Taxes or penalties owed to governmental units 11 U S C § 507(a)(8)

☐ Other Specify applicable paragraph of 11 U S C § 507(a) _____

Amounts are subject to adjustment on 4/1/01 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment

7 CREDITS The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim

8 SUPPORTING DOCUMENTS *Attach copies of supporting documents,* such as promissory notes purchase orders invoices itemized statements of running accounts contracts court judgments mortgages security agreements and evidence of perfection of lien DO NOT SEND ORIGINAL DOCUMENTS If the documents are not available explain If the documents are voluminous attach a summary

9 DATE-STAMPED COPY To receive an acknowledgment of your claim, please enclose a self addressed stamped envelope and an additional copy of this proof of claim

The original of this completed proof of claim form must be sent by mail or hand delivered (FAXES NOT ACCEPTED) so that it is received on or before the Deadline to File a Proof of Claim as set forth in the NOTICE OF COMMENCEMENT OF CASE UNDER CHAPTER 11 OF THE BANKRUPTCY CODE MEETING OF CREDITORS FIXING OF CERTAIN DATES AND SETTING OF CERTAIN CASE MANAGEMENT AND ADMINISTRATIVE PROCEDURES

BY MAIL TO
Wickes Inc c/o Bankruptcy Management Corporation
P O BOX 1016
El Segundo CA 90245 1016

BY HAND OR OVERNIGHT DELIVERY TO
Wickes Inc c/o Bankruptcy Management Corporation
1330 East Franklin Avenue
El Segundo CA 90245

THIS SPACE FOR COURT USE ONLY
FILED
Wickes Inc
04613
BMC

DATE SIGNED
5-14-04

SIGN and print the name and title if any of the creditor or other person authorized to file this claim (attach copy of power of attorney if any)

Lane A. Clack
Atty for Creditor

Penalty for presenting fraudulent claim is a fine of up to $500 000 or imprisonment for up to 5 years or both 18 U S C §§ 152 AND 3571

7A
2833

ASBESTOS DOCKET

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF MUSKEGON

Ralph F Miller and Helen R Miller his wife,

Plaintiffs,

Case No 03-42335-NP

vs

THIS CASE ASSIGNED TO JUDGE JAMES M GRAVES, JR.

ACME INSULATIONS, INCORPORATED, a Michigan corporation,
THE ALLIS-CHALMERS PRODUCT LIABILITY TRUST, as successor in interest to ALLIS CHALMERS CORPORATION a Delaware corporation,
AMCHEM PRODUCTS, INC , a Delaware corporation, f/k/a BENJAMIN FOSTER COMPANY
AMERICAN STANDARD, INC , a Delaware corporation in its own right and as parent corporation to AMERICAN BLOWER DIVISION, in its own right and successor in interest to REICHLE SUPPLY CO ,
A O SMITH, a Delaware corporation,
ASTEN JOHNSON INC , a Delaware corporation, f/k/a ASTEN-HILL MANUFACTURING CO ,
BASIC, INCORPORATED, a Delaware corporation
BEAZER EAST, INC , a Delaware corporation, in its own right and as successor in interest to Koppers Company, Inc ,
BLOUNT, INC , a Delaware corporation,
BOND SUPPLY CO , a Michigan corporation,
BUILDERS PLUMBING SUPPLY CO , a Michigan corporatin f/k/a LINK SUPPLY COMPANY and in its own right and as successor in interest to LINK SUPPLY COMPANY,
CEECORP, INC , f/k/a Cleveland Builders Supply, an Ohio corporation, in its own right and as successor in interest to Cleveland Gypsum Company,,
EVERT ASBESTOS INSULATING COMPANY, a Michigan corporation,
THE FLINTKOTE COMPANY, a Delaware corporation,
GENERAL ELECTRIC COMPANY, a New York corporation,
GENERAL REFRACTORIES, COMPANY, a foreign corporation,
GLOBAL MECHANICAL SALES INC , a Michigan corporation, f/k/a SOUTHERN URETHANE AND PACKING,
GRANDVILLE BUILDERS SUPPLY CO , a Michigan corporation,
HUNTER-HUGHES, INC , a Michigan corporation,
METROPOLITAN LIFE INSURANCE COMPANY, a Delaware corporation a/k/a METROPOLITAN INSURANCE COMPANY,
MIDLAND ROSS CORPORATION, in its own right and as successor in interest to SURFACE COMBUSTION an Ohio corporation,
NORTHERN BOILER AND MECHANICAL CONTRACTORS, INC , a Michigan corporation,
OWENS-ILLINOIS, INC , a Delaware corporation
PARKER-HANNIFIN CORP , an Ohio corporation, as parent corporation of Parker Packing Division,
PFIZER, INC
QUIGLEY COMPANY, INC , a New York corporation
RILEY STOKER CORPORATION, a Massachusetts corporation
R T VANDERBILT COMPANY, INC , a New York corporation
RUST INTERNATIONAL, INC , a Delaware corporation in their own right and as successor in interest to M W KELLOGG COMPANY and THE SWINDELL RUST DIVISION,
SAINT-GOBAIN NOR PRO, a Delaware corporation f/k/a NORTON CHEMICAL PROCESS

FILED
03 APR 29 AM 8:26
MUSKEGON
CLERK

PRODUCTS CORPORATION in its own right and as parent company to CORHART REFRACTORIES DIVISION,
S D WARREN CO , a/k/a Sappi Co a Pennsylvania corporation,
WICKES LUMBER COMPANY, a Delaware corporation
Jointly and severally,

Defendants
_____/

GOLDBERG PERSKY
JENNINGS & WHITE, P C
Attorneys for Plaintiffs
By Joel Persky (P41160)
Lane A Clack (P38835)
_____/

PLAINTIFFS' COMPLAINT AND DEMAND FOR JURY TRIAL

There is no other pending or resolved civil action arising out of the transaction or occurrence alleged in the complaint

NOW COME Plaintiffs by and through their respective counsel state for their Complaint as follows

GENERAL ALLEGATIONS

1 That all or part of this cause of action arose in the County of Muskegon, State of Michigan

2 That the Plaintiff, Ralph F Miller, during the times herein mentioned and complained of, to-wit from 1955 to 1989 was a resident of the State of Michigan, presently residing at 5335 S Tomahawk Trail, Baldwin, MI, 49304, and that the significant injurious exposures to asbestos took place at job sites located within Muskegon County, within the State of Michigan

3 That Plaintiff has contracted Asbestosis and/or other asbestos related diseases as a result of exposure to asbestos

4 That Plaintiff says that during the years 1955 to 1989, Plaintiff was employed as a Bricklayer and that in the course of his duties in such capacities, he was required to handle and otherwise be exposed to and come into contact with large quantities of asbestos dust and fibers mined, produced installed, prescribed, engineered specified, licensed, sold and/or distributed by the above named defendants installed and/or being installed and/or used in his work environs That in addition to the fact that Plaintiff, Ralph F Miller actually removed applied and otherwise used some of the products mined, produced specified manufactured, prescribed engineered distributed installed licensed and/or sold by the